



Order under Section 21.2 of the Statutory Powers Procedure Act and the Residential Tenancies Act, 2006

Citation: Tri Sands Apartments Ltd. v Curtis, 2022 ONLTB 11269

Date: 2022-11-09

File Number: LTB-L-001217-22-RV

In the matter of: 211, 3015 Sandwich St- OFFICE
SANDWICH ST
Windsor ON N9C1A5

Between: Tri Sands Apartments Ltd. Landlord

And

Kelly Curtis Tenant

Review Order

This application was resolved by order LTB-L-001217-22 issued on September 13, 2022

The Board received a request to review the order on October 14, 2022.

The request was heard on November 2, 2022. The Landlord's representative Tim Curry, and the Tenant, who met with Duty Counsel, attended the hearing.

Determinations:

1. The Board issued order LTB-L-001217-22 on September 13, 2022, terminating the tenancy on September 24, 2022.
2. A copy of the order was mailed to the parties on September 13, 2022.
3. The Landlord filed the order with the Sheriff and the eviction was executed on October 13, 2022, the day before a stay was placed on the eviction order.
4. The Landlord's representative also submits that since the eviction was executed by the Sheriff and the locks were changed, the Tenant has broken into the unit and refuses to leave. The police have informed the Landlord that they will not take action until the matter is resolved by the Board.
5. On the basis of the submissions made in the request, I am not satisfied that there is a serious error in the order or that a serious error occurred in the proceedings.

It is ordered that:

1. The request to review order LTB-L-001217-22 issued on September 13, 2022 is denied. The order is confirmed and remains unchanged.

2. The interim order issued on October 14, 2022 is cancelled. The stay of order LTB-L-001217-22 is lifted immediately.

November 9, 2022

Date Issued

Greg Joy
Member, Landlord and Tenant Board

15 Grosvenor Street, Ground Floor
Toronto ON M7A 2G6

If you have any questions about this order, call 416-645-8080 or toll free at 1-888-332-3234.